IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.42505 of 2008
CHANDRA BHUSHAN THAKUR @ BHUSHAN THAKUR, SON OF LATE SAJJAN THAKUR, RESIDENT OF VILLAGE-BRAHAMPUR, P.S.-KAMTAUL, DISTRICT-DARBHANGA

……. PETITIONER

Versus

STATE OF BIHAR

……. OPPOSITE PARTY

04/ 26-11-2008 Heard.

Petitioner's bail application was earlier rejected by this Court vide order dated 05-10-2007 passed in Cr. Misc. No. 42791 of 2007.

Subsequently I have granted bail to co-accused Shatrughan Paswan vide Criminal Misc. No. 35267 of 2008 on the ground that the victim boy did not identify him during the trial.

Learned counsel for the petitioner has stated at paragraph 12 of the petition that the petitioner was also not identified by the victim boy.

The court below may verify this fact and if found that the petitioner has not been identified in dock by the victim boy, the petitioner, namely, Chandra Bhushan Thakur @ Bhushan Thakur should be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional District and Sessions Judge, F.T.C. IInd, Darbhanga in connection with Sessions Trial No. 178 of 2007 arising out of Bahadurpur P.S. Case No. 63 of 2007 with the condition that petitioner shall appear on each and every date during the trial of this case and if he absents even for a single date without cause his bail bond shall stand cancelled.

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S.Sb/- **(Sheema Ali Khan, J.)**